REMARKS

Independent Claims 1, 14, 27, and 40

Claims 1, 14, 27, and 40 are herein amended to clarify that the monitoring of installation procedures is performed, on a mock client for example, in order to gather information that is later used to deceive a similar target client into allowing bits of the application program to be streamed to the target client from the server such that the application program can begin executing on the target client prior to downloading the entire application program. The gathered information is used for converting the application program into a form that is suitable for streaming to the target client from a server. To explain, when bits of the application program begins executing on the client prior to the complete download, the client needs to be deceived ("spoofed") so that the requested bits of the application program can be streamed from the server rather than looking for the requested bits on the client system. This can be achieved by re-directing the requests to a client spoofer which can replace certain file paths that are required for the re-direction.

In contrast, the cited art fails to disclose or even suggest the features of independent Claims 1, 14, 27, and 40. The Office Action states that Cheng et al. discloses streamed delivery by providing an installation monitoring means. It is respectfully submitted that Cheng et al. as well as Mayer have nothing to do with streaming technology. Rather, Cheng et al. is a method for installing updated software on client computers by downloading the entire updated software to the client computer (see Abstract of Cheng et al.). Thus, Cheng teaches away from streaming technology because

Cheng teaches that the application programs are executed after downloading the entire program.

Further, the Office Action states that Mayer in conjunction with Cheng at al. and Eylon et al. together disclose "techniques used in the installation and monitoring of application installations over a network environment." Independent Claims 1, 14, 27, and 40 are not about installation and monitoring techniques but rather are about executing application programs without having to completely download or install the application program on the target client. In other words, independent Claims 1, 14, 27, and 40 are about streaming technology to the target client made possible by spoofing or deceiving the client based on the information gathered earlier by monitoring of installation procedures on the mock client. Neither Cheng et al., nor Mayer nor Eylon, alone or in combination, anticipate or make obvious Claims 1, 14, 27, and 40.

Claims 2-13, 15-26, 28-39, 41-52 are dependent, either directly or indirectly, on Claims 1, 14, 27, and 40, respectively and include all the features of their respective independent claims. Therefore, it is respectfully submitted that Claims 2-13, 15-26, 28-39, 41-52 are allowable for at least the reasons provided herein with respect to Claims 1, 14, 27, and 40. Furthermore, it is respectfully submitted that Claims 2-13, 15-26, 28-39, 41-52 recite additional features that independently render Claims 2-13, 15-26, 28-39, 41-52 patentable over the cited art.

In view of the above amendment, applicant believes the pending application is in condition for allowance.

Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 50-2207 from which the undersigned is authorized to draw.

Respectfully submitted,
Perkins Coie LLP

Date: 8/24/05
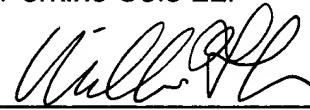
William F. Ahmann
Registration No. 39,145

Correspondence Address:
Customer No. 22918
Perkins Coie LLP
P. O. Box 2168
Menlo Park, California 94026-2168
(650) 838-4300